

INDEXING INSTRUCTIONS: 1.33 acres being part of the southwest quarter of section 36, Township 3 South, range 8 West,

SUBSTITUTION OF TRUSTEE

WHEREAS, on October 18, 1999, James Tuggle and Evelyn Powers Tuggle, executed a Deed of Trust to John B. Philip, Trustee for the use and benefit of EquiCredit Corporation /Ala and Miss which Deed of Trust is on file and of record in the office of the Chancery Clerk of De Soto County, Mississippi, in Deed of Trust Record Book 1162 at page 540 thereof; describing the following property:

1.33 acres being part of the southwest quarter of section 36, Township 3 South, range 8 West, Desoto County, Mississippi and described as follows: Commencing at the southeast corner of the southwest quarter of section 36, Township 3 South, range 8 West. Said point located in Ranch Road. Thence North 06 degrees 30 minutes 04 seconds East 40.0 seconds to a point on the North right of way of Ranch Road. Thence North 85 degrees 12 minutes 40 seconds West 309.0 seconds along said right of way to a iron pin. Said point being at the southeast corner of said 1.33 acres and the point of beginning. Thence North 06 degrees 28 minutes 55 seconds East 215.43 seconds to a iron pin thence North 63 degrees 41 minutes 33 seconds West 229.22 seconds to a iron pin. Thence South 06 degrees 00 minutes 49 seconds West 257.45 seconds to a iron pin on the north right of way of Ranch Road. Thence South 85 degrees 12 minutes 48 seconds East 227.21 seconds along said right of way to the point of beginning. Parcel being that remaining property as recorded in deed book 44 page 457 of the office of Chancery Clerk, Desoto County, Mississippi. Being the same property conveyed to grantor, herein by Last Will and Testament, at Docket Number 96-12-1464, dated December 12, 1996, in the Chancery's Clerk's Office of Desoto County Mississippi. Tax i.d. No. 3087-3600-0-00009.00

WHEREAS, the undersigned is the present holder and beneficiary of the deed of trust; and

WHEREAS, under the terms of said Deed of Trust the beneficiary or any assignee is authorized to appoint a Trustee in the place and stead of the original Trustee or any successor Trustee in said Deed of Trust; and

Should the undersigned become the last and highest bidder at the foreclosure sale, the Substitute Trustee is hereby authorized to transfer and assign said bid to convey title to said foreclosed property to the **THE BANK OF NEW YORK, AS TRUSTEE FOR THE HOLDERS OF THE EQCC ASSET BACKED CERTIFICATES, SERIES 2001-2**, its successors and assigns. The statement in the Substitute Trustee's Deed that the undersigned has requested the transfer of its bid to

Grantee(s) in the Substitute Trustee's Deed shall be binding on the undersigned and conclusive evidence in favor of the assignee or other parties thereby, and that the Substitute Trustee is duly authorized and empowered to execute same.

NOW THEREFORE, the undersigned does hereby appoint and substitute Priority Trustee Services of Mississippi, L.L.C., as Trustee in said Deed of Trust, the said Priority Trustee Services of Mississippi, L.L.C., to have all the rights, powers and privileges of the Trustee named in said Deed of Trust.

IN WITNESS WHEREOF, the undersigned has caused these presents to be signed on this the 2nd day of December, 2005.

THE BANK OF NEW YORK, AS TRUSTEE FOR
THE HOLDERS OF THE EQCC ASSET BACKED
CERTIFICATES, SERIES 2001-2 BY SELECT
PORTFOLIO SERVICING AS ITS ATTORNEY IN FACT

By: Elizabeth K Anselmo
Elizabeth Anselmo – Officer

STATE OF Minnesota

COUNTY OF Dakota

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, Elizabeth Anselmo known personally to be the Officer of the within named, **BY SELECT PORTFOLIO SERVICING AS ATTORNY IN FACT FOR THE BANK OF NEW YORK, AS TRUSTEE FOR THE HOLDERS OF THE EQCC ASSET BACKED CERTIFICATES, SERIES 2001-2,** and acknowledged to me that (s)he signed and delivered the above and foregoing Substitution of Trustee on behalf of said corporation, after being first duly authorized to do so.

GIVEN UNDER my hand and official seal, this the 2nd day of December, 2005.

Rachel Patrice Baehr
NOTARY PUBLIC

My Commission Expires:

Prepared by and Return To:

PRIORITY TRUSTEE SERVICES OF MISSISSIPPI, L.L.C.
1587 Northeast Expressway
Atlanta, GA 30329
Msp# 0515864MS

